

FIRST REGULAR SESSION
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 638
94TH GENERAL ASSEMBLY

Reported from the Committee on Economic Development, Tourism and Local Government, March 15, 2007, with recommendation that the Senate Committee Substitute do pass and be placed on the Consent Calendar.

2525S.02C

TERRY L. SPIELER, Secretary.

AN ACT

To repeal section 79.050, RSMo, and to enact in lieu thereof one new section relating to term of fourth class city mayors.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Section 79.050, RSMo, is repealed and one new section enacted
2 in lieu thereof, to be known as section 79.050, to read as follows:

79.050. 1. The following officers shall be elected by the qualified voters
2 of the city, and shall hold office for the term of two years, except as otherwise
3 provided in this section, and until their successors are elected and qualified, to
4 wit: mayor and board of aldermen. The board of aldermen may provide by
5 ordinance, after the approval of a majority of the voters voting at an election at
6 which the issue is submitted, for the appointment of a collector and for the
7 appointment of a chief of police, who shall perform all duties required of the
8 marshal by law, and any other police officers found by the board of aldermen to
9 be necessary for the good government of the city. The marshal or chief of police
10 shall be twenty-one years of age or older. If the board of aldermen does not
11 provide for the appointment of a chief of police and collector as provided by this
12 section, a city marshal, who shall be twenty-one years of age or older, and
13 collector shall be elected, and the board of aldermen may provide by ordinance
14 that the same person may be elected marshal and collector, at the same election,
15 and hold both offices and the board of aldermen may provide by ordinance for the
16 election of city assessor, city attorney, city clerk and street commissioner, who
17 shall hold their respective offices for a term of two years and until their
18 successors shall be elected or appointed and qualified, except that the term of the

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

19 city marshal shall be four years.

20 2. The board of aldermen may provide by ordinance that the term of
21 [mayor and of] the collector shall be four years **and the term of the mayor**
22 **shall be three or four years.** Any person elected as [mayor or] collector after
23 the passage of such an ordinance shall serve for a term of four years and until his
24 successor is elected and qualified. **Any person elected as mayor after the**
25 **passage of such ordinance shall serve for a term of three or four years,**
26 **as provided, and until his successor is elected and qualified.**

27 3. The board of aldermen may provide by ordinance that the term of the
28 board of aldermen shall be four years. Such ordinance shall be submitted by the
29 board to the voters of the city and shall take effect only upon the approval of a
30 majority of the voters voting at an election at which the issue is submitted. Any
31 person elected to the board of aldermen after the passage of such an ordinance
32 shall serve for a term of four years and until his successor is elected and
33 qualified.

34 4. **Notwithstanding any other provision of this section to the**
35 **contrary, in any city with a population of not less than twenty thousand**
36 **inhabitants located in any county with a charter form of government**
37 **and with more than one million inhabitants, the term of mayor shall be**
38 **four years. Any person elected shall serve a term of four years and**
39 **until his or her successor is elected and qualified.**

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